THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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WRIT PETITION NO : 18213 of 2005

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DATED:22-08-2005

K. G. Prakash Chary & 2 others.

..... PETITIONERS

AND

The Revenue Divisional Officer,

East Division,

Saroornagar,

Ranga Reddy District & 2 others.

.....RESPONDENTS

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking a Mandamus declaring the inaction of the respondents, for rectifying the names in the possessor column by deleting the wrong names in the pahanies issued for the years 2003, 2004 in respect of lands belonging to petitioners herein Sy.No. 107/3, 107/6, 266, 367 and 368 total admeasuring Ac. 6.04 gts situated at Balapur Village,

Saroornagar Mandal, Ranga Reddy District, as illegal and arbitrary.

2. It is the case of the petitioners that after the death of their father, Govinda Chary, they along with their mother succeeded the agricultural land admeasuring Ac.6.04 gts consisting of Sy.Nos. 107/3, 107/6, 266, 367 and 368 in Balapur village, Saroornagar mandal, Rangareddy District, and have been in the possession of the same by entering their names in the revenue records and in pahanies in File No.A1/3302/80 in the year, 1979-80. Subsequently, the mother of the petitioners died. Despite the representation of the petitioners for issuance of pass books in their names, the respondents failed to issue the same. Aggrieved thereby, the petitioners filed W.P.No.23354 of 2001 and the same was disposed of directing the respondents to dispose of the representations of the petitioners. In pursuance of the said order, the petitioners were issued pattadar pass books in 2002 and their names were shown as owners in Column No.5. As their mother died in 2002, the petitioners made a representation to the 2nd respondent on 24-09-2002 to incorporate their names in the revenue records as successors of their mother, late Susheela Devi. The Deputy Collector-cum-Mandal Revenue Officer, Saroornagar, recorded their names as successors of late Susheela Devi and a copy was marked to the 3rd respondent for necessary changes in the revenue records, but the 3rd respondent instead of deleting the name of the said Susheela Devi added one more name, Subhash in possessors column in Sy.No.107/3, 107/6 and issued pahanies for the years, 2003 and 2004. Despite the representation, dated 20-10-2003, of the petitioners for deletion of the names Subhash and Susheela Devi in the revenue records, the respondents neither deleted the said names nor issued pahanies in the names of the petitioners. Aggrieved thereby, the petitioners approached this Court by way of filing the present Writ Petition.

3. Heard both sides.

4. I have perused the entire material on record.

5. Without going into the merits of the case, I deem it appropriate to dispose of the Writ Petition directing the respondents to consider and pass appropriate orders on the representation made by the petitioners within a period of twelve weeks from the date of receipt of a copy of this order, in accordance with law and after giving opportunity to the petitioners.

6. Accordingly, the Writ Petition is disposed of. No order as to costs.

(DHARMA RAO ELIPE,J)

22nd August, 2005.

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